UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

ZOLTAN HIRSCH,

Plaintiff,

vs.

FOREVER BEST TIME, INC., a New York corporation, d/b/a FOREVER BEST TIME, and NEW BEST TIME INC., a New York corporation, and DDEH 1567 LEXINGTON, LLC, a Delaware limited liability company,

Defendants.

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CASE NO: 1:11-cv-3439 (AJN)(GWG)

NOTICE OF SETTLEMENT

COMES NOW Plaintiff, ZOLTAN HIRSCH, through his counsel, and Defendant, DDEH 1567 LEXINGTON, LLC, a Delaware limited liability company (the "Parties"), and hereby notify this Court that settlement has been reached in the above styled case with regard to solely Defendant DDEH 1567 LEXINGTON, LLC. The Settlement Agreement is being drafted and circulated for signatures. A Stipulation of Dismissal With Prejudice will be filed with the Court shortly hereafter with respect to solely DDEH 1567 LEXINGTON, LLC. Dated this 16th day of October, 2012.

Respectfully submitted,

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Attorney for Plaintiff

By: DDEH 1567 LEXINGTON, LLC

Dy: Truing Conf

SO ORDERED:

United States District Judge Alison J. Nathan

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